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DATE FILED: <u>3/7/2008</u>

UNITED STATES DISTRICT COURT  
FOR THE SOUTHERN DISTRICT OF NEW YORK

FMC INTERNATIONAL, LTD., :

Plaintiff, :  
- against- : Civil Action No. 07-cv-6994 (WHP)

TKMI, INC., :

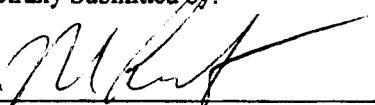
Defendant. :

**STIPULATION OF DISMISSAL**

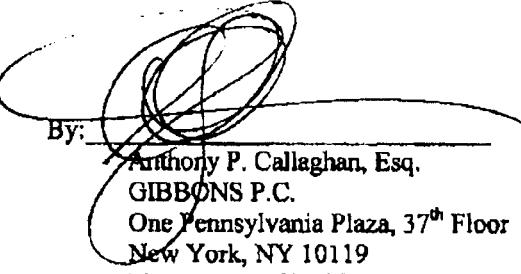
IT IS HEREBY STIPULATED AND AGREED, by and between Counsel for the undersigned parties, that Plaintiff's Complaint in the above-captioned matter is hereby dismissed with prejudice and without costs, with each party to bear its own attorney's fees.

Dated: February 25, 2008

Respectfully Submitted by:

By: 

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So Ordered this 5<sup>th</sup> day of March, 2008

  
U.S.D.J.  
William H. Pauley III